

analog LTR and MPT-1327 systems. Finally, with the shift to geographic licensing of the AMTS spectrum, Maritime was reassessing the site-by-site paradigm of the incumbent systems, evaluating how to incorporate them into a more wide area, regional system. In this process, it is likely that some stations have been inactive for continuous periods of more than one year, but in no case is there now or has there ever been any intention to permanently discontinue operations.

In fact, Maritime pursued an aggressive policy of re-purposing this spectrum from the beginning of its ownership. In March 2006, Maritime purchased majority control of software and hardware provider Critical RF, Inc. Maritime spent more than \$1 Million over the past five years developing this technology to permit interoperability between and among two way radios using the AMTS spectrum, for example, and other spectrum bands, such as 800 MHz and 900 MHz.

Maritime developed the Critical RF "iWalkie" app for smartphones, which allows users of iPhone, BlackBerry and Windows Mobile phones to push to talk and have a two way conversation between their devices and AMTS radio systems equipped with the iWalkie compatible equipment and software at their base stations.

This revolutionary technology, we believe, will help to replace the need for the 700 MHz band public safety network. It will allow all radios to converse, regardless of what spectrum they operate on, simply by using the Critical RF software and hardware to patch them together. Equally as important it allows smartphones and two-way radio users to interoperate, so that the police chief with his BlackBerry, for example, can talk on the radio with his policeman at the scene of an emergency.

MCLM, through its ownership of Critical RF, has filed for several patents which remain pending. MCLM hoped to build a near nationwide network for emergency response, tying its spectrum together with the iWalkie technology. Havens has produced a copy of MCLM's draft business plan from March 2006 outlining this proposal. However, the flood of litigation from Havens made it impossible for MCLM to attract an investor to build this interoperable system and to lead this effort.

Next, MCLM hired several consultants, including Lamar Bishop, Mark Bracken, and Terry Holmes. These consultants assisted MCLM with investigating re-purposing spectrum for new and better uses. In 2006 and 2007, XM Satellite was a prime contender, they needed spectrum and the AMTS band is great for backhaul. However, after many meetings and much work, XM was approached by Sirius Satellite, and that merger negated their need for terrestrial wireless spectrum from MCLM.

Next, MCLM investigate the digital billboard industry. Lamar Bishop met with the leaders of the industry, including Clear Channel, CBS Outdoor and Lamar Outdoor Advertising. It was determined that the cost of data paid by the advertisers to Sprint for its data plan was much lower than MCLM could offer.

Then, MCLM hired Mark Bracken, a former US Coast Guard member, to investigate use of AMTS channels for enhanced AIS, known as AIS-B. MCLM met many times with

Shine Micro, the leading maker of this technology, in Washington State. MCLM attended several conferences and discussed this at length with Coast Guard and other decision-makers. The result was a determination that the channels were not allocated internationally for AIS so that the AMTS band was not suitable.

At the same time, the AMTS spectrum was being used for new Passport systems with the digital NTS switch across the state of New Jersey and throughout central Florida. CCN for example has a 14 site network spanning hundreds of miles from Tampa on the West Coast through Orlando to Melbourne on the East Coast.

Maritime worked with several equipment makers, including Motorola, TAIT, General Electric and CalAmp. The result is the plethora of technology available in the AMTS band today.

In mid-2008 Maritime realized that there was not sufficient interest in the investor community to build its own new technology system to replace the antiquated analog AMTS and maritime towboat service. So, MCLM focused on end users that need their own spectrum: the rails, utilities and other critical infrastructure users. MCLM interviewed numerous brokers of spectrum, and hired Spectrum Bridge in September 2008. MCLM also retained NRTC to broker to the rural electric membership base.

MCLM has never abandoned the spectrum it owns. To the contrary, it has done far more than Warren Havens or most other licensees to actually investigate and deploy new technologies. Today, the MCLM spectrum is being used for PassPort by law enforcement and highway personnel, Smart Grid by utility workers around the nation, using GE MDS and CalAmp equipment systems, by oil and gas pipeline operators for machine controls and backhaul, and by railroad engineers in Southern California to test PTC systems we hope to build there and elsewhere.

In sum, the spectrum has never been abandoned, every market has been developed and/or marketed by MCLM, Spectrum Bridge and NRTC. Unlike licensees such as Warren Havens, we do not just say we are developing new technology, we partner with users who actually implement new technology.

15. *Of the authorizations identified in response to Interrogatory No. 1, above, identify by call sign and location each authorization for which a Station is currently off the air and not operating. As to each such authorization, explain why and for how long it has been off the air and not operating.*

See the response to Interrogatory Nos. 13 and 14 above. A supplemental response will be served within two days.

16. *With respect to each authorization identified in response to Interrogatory No. 1, above, describe the coverage area provided by any Station that was constructed.*

The coverage area for each station is the predicted 39 dBμ contour calculated in accordance with the Commission's applicable standards for this service.

17. *Describe the basis for Maritime's contention in its June 30, 2011 Responses to the Bureau's Requests for Admission at Request Nos. 122, 126, 142, 146, 150, 154, 158, 162, 166, 169, and 173 that the discontinuance of operations of any facility for a site-based authorization licensed to Maritime, including but not limited to any site-based authorization that Maritime acquired from Mobex, is not permanent.*

See the response to Interrogatory No. 14, above.

18. *Identify all persons who, on behalf of Maritime, were involved in the following in any manner, at any time, and to any extent whatsoever:*

- a. *constructing any Station associated with any authorization identified in response to Interrogatory No. 1, above;*
- b. *placing in operation any Station associated with any authorization identified in response to Interrogatory No. 1, above;*
- c. *operating or maintaining any Station associated with any authorization identified in response to Interrogatory No. 1, above;*
- d. *discontinuing operations of any Station associated with any authorization identified in response to Interrogatory No. 1, above; and/or*
- e. *entering into any contracts, agreements, arrangements or understanding related to the purchase or lease of equipment and/or of real estate and/or the hiring of personnel involved in the construction and/or placing into operation of any Station associated with any authorization identified in response to Interrogatory No. 1, above.*

Current MCLM personnel: John Reardon and Robert T. Smith

Former Regionet principals and/or personnel: Fred Daniel (formerly Orion Telecom), Paul vander Heyden, and Gordon Day (Day Wireless)

Former Watercom principals and/or personnel: Dwayne Kinard, David Poe, and John Smith

Former Mobex principals and/or personnel: John Reardon, Robert T. Smith, Paul vander Heyden, Will Greene, Nancy Krajcar, Scott Preson, and David Predmore.

Motorola personnel: Ken Notter and John Jaderholm

Many current customers/lessees, including Mike Hayford and Chris Love of Pinnacle Wireless.

Maritime is still attempting to determine and verify contact information for each of these individuals and will supplement this answer within no more than two days to supply the results of these efforts.

19. *With respect to each authorization identified in response to Interrogatory No. 1, above, identify by call sign and location each authorization for which a Station was constructed using equipment approved by the FCC.*

FCC-approved equipment was used at all sites.

20. *With respect to each authorization identified in response to Interrogatory No. 1, above, identify by call sign and location each authorization for which a Station was constructed in accordance with the requirements of the relevant license, including geographic coordinates, antenna heights, and other technical parameters included on the license.*

All of them, except such minor variations as were reported to the Commission.

21. *With respect to each authorization identified in response to Interrogatory No. 1, above, identify by call sign and location each authorization for which a Station was constructed using equipment installed for the purpose of operation for the duration of the license term and any applicable renewal terms and where the equipment was capable of such operation.*

Each of the sites was so constructed.

22. *With respect to each authorization identified in response to Interrogatory No. 1, above, identify by call sign and location each authorization for which a Station was constructed at a site where Maritime had a lease or other site-use agreement with the site owner allowing operation for the duration of the license term and any applicable renewal terms, or where Maritime was the site owner or had the right to control the site.*

All of the sites, except those for which Maritime (or its predecessor) owned the site and/or tower.

23. *In the event you are unable to respond to any Interrogatory above or are unable to respond to any of the Joint Requests For The Production Of Documents to Maritime Relating to Nonconstruction and Discontinuance of Site-Based Operations because of the loss or destruction of any documents, please identify those documents to the best of your ability and provide a complete explanation of the circumstances surrounding the loss or destruction of the documents.*

After acquisition of the AMTS assets by Maritime, many of the corporate and operational records of Mobex were placed by Mobex's David Predmore in archives with Nation's Capital Archives & Storage Systems, in Virginia. Some records were also stored by Mobex with a firm called Iron Mountain at facilities in Indiana. It is Maritime's understanding that the documents were destroyed when the storage fees fell into arrears.

It is possible that some of these documents might provide further details regarding some of the responses herein.

24. *Identify the definition of "constructed" you applied in responding to the Joint Interrogatories to Maritime Relating to Nonconstruction and Discontinuance of Site-Based Operations and in responding to the Joint Requests For The Production Of Documents to Maritime Relating to Nonconstruction and Discontinuance of Site-Based Operations.*

Constructed means that the fixed station facilities were constructed substantially in accordance with the specific terms of the applicable authorization.

25. *Identify the definition of "operate" and/or "operating" and/or "operation" and/or "in operation" you applied in responding to the Joint Interrogatories to Maritime Relating to Nonconstruction and Discontinuance of Site-Based Operations and in responding to the Joint Requests For the Production Of Documents to Maritime Relating to Non construction and Discontinuance of Site-Based Operations.*

This means that the system as constructed is fully operational, allowing two-way communications by mobile units, including PSTN interconnection were required.

Respectfully Submitted,



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Facsimile: 202.223.2121

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Washington, D.C. 20033

Dated: February 6, 2012

Table 1

HDO.A	Call Sign	Original Grant Date	Current Exp. Date	Most Recent Renewal		Previous Renewal
				File Number	Renewed	
1	WQGF315	07-Sep-05	29-Dec-16	N/A	N/A	N/A
2	WQGF316	07-Sep-05	29-Dec-16	N/A	N/A	N/A
3	WQGF317	07-Sep-05	29-Dec-16	N/A	N/A	N/A
4	WQGF318	07-Sep-05	29-Dec-16	N/A	N/A	N/A
5	KA98265	?	07-Aug-12	0000982201	06-Aug-02	?
6	KAE889	07-Sep-12	07-Sep-14	0001768691	28-Dec-04	N/A
7	KCE278	15-Jul-99	14-Jul-13	0001370847	28-Dec-04	N/A
8	KP8531	15-Jul-99	14-Jul-13	0001370848	28-Dec-04	N/A
9	KUF732	15-Jul-99	14-Jul-13	0001370850	28-Dec-04	N/A
10	WFN	?	13-May-13	0001264766	27-May-03	?
11	WHG693	1991 or earlier?	10-Dec-12	0001082495	02-Jul-03	R998766
12	WHG701	1991 or earlier?	10-Dec-12	0001082496	02-Jul-03	R998720
13	WHG702	1991 or earlier?	10-Dec-12	0001082497	02-Jul-03	R998765
14	WHG703	1991 or earlier?	10-Dec-12	0001082498	02-Jul-03	R998764
15	WHG705	1991 or earlier?	10-Dec-12	0001082499	02-Jul-03	R998763
16	WHG706	1991 or earlier?	10-Dec-12	0001082500	02-Jul-03	R998762
17	WHG707	1991 or earlier?	10-Dec-12	0001082501	02-Jul-03	R998761
18	WHG708	1991 or earlier?	10-Dec-12	0001082502	02-Jul-03	R998719
19	WHG709	1991 or earlier?	10-Dec-12	0001082503	02-Jul-03	R998760
20	WHG710	1991 or earlier?	10-Dec-12	0001082504	02-Jul-03	R998759
21	WHG711	1991 or earlier?	10-Dec-12	0001082505	02-Jul-03	R998758
22	WHG712	1991 or earlier?	10-Dec-12	0001082506	02-Jul-03	R998757
23	WHG713	1991 or earlier?	10-Dec-12	0001082507	02-Jul-03	R998756
24	WHG714	1991 or earlier?	10-Dec-12	0001082508	02-Jul-03	R998755
25	WHG715	1991 or earlier?	10-Dec-12	0001082509	02-Jul-03	R998718
26	WHG716	1991 or earlier?	10-Dec-12	0001082510	02-Jul-03	R998754
27	WHG717	1991 or earlier?	10-Dec-12	0001082511	02-Jul-03	R998753
28	WHG718	1991 or earlier?	10-Dec-12	0001082512	02-Jul-03	R998717
29	WHG719	1991 or earlier?	10-Dec-12	0001082513	02-Jul-03	R998752
30	WHG720	1991 or earlier?	10-Dec-12	0001082514	02-Jul-03	R998751
31	WHG721	1991 or earlier?	10-Dec-12	0001082515	02-Jul-03	R998750
32	WHG722	1991 or earlier?	10-Dec-12	0001082516	02-Jul-03	R998749
33	WHG723	1991 or earlier?	10-Dec-12	0001082517	02-Jul-03	R998748
34	WHG724	1991 or earlier?	10-Dec-12	0001082518	02-Jul-03	R998716
35	WHG725	1991 or earlier?	10-Dec-12	0001082519	02-Jul-03	R998747
36	WHG726	1991 or earlier?	10-Dec-12	0001082520	02-Jul-03	R998746
37	WHG727	1991 or earlier?	10-Dec-12	0001082521	02-Jul-03	R998745

Table 1 (continued)

HDO.A	Call Sign	Original Grant Date	Current Exp. Date	Most Recent Renewal		Previous Renewal
				File Number	Renewed	
38	WHG728	1991 or earlier?	10-Dec-12	0001082522	02-Jul-03	R998744
39	WHG729	1991 or earlier?	10-Dec-12	0001082523	02-Jul-03	R998743
40	WHG730	1991 or earlier?	10-Dec-12	0001082524	02-Jul-03	R998715
41	WHG731	1991 or earlier?	10-Dec-12	0001082525	02-Jul-03	R998742
42	WHG732	1991 or earlier?	10-Dec-12	0001082526	02-Jul-03	R998741
43	WHG733	1991 or earlier?	10-Dec-12	0001082527	02-Jul-03	R998740
44	WHG734	1991 or earlier?	10-Dec-12	0001082528	02-Jul-03	R998714
45	WHG735	1991 or earlier?	10-Dec-12	0001082529	02-Jul-03	R998739
46	WHG736	1991 or earlier?	10-Dec-12	0001082530	02-Jul-03	R998738
47	WHG737	1991 or earlier?	10-Dec-12	0001082531	02-Jul-03	R998737
48	WHG738	1991 or earlier?	10-Dec-12	0001082532	02-Jul-03	R998736
49	WHG739	1991 or earlier?	10-Dec-12	0001082533	02-Jul-03	R998735
50	WHG740	1991 or earlier?	10-Dec-12	0001082534	02-Jul-03	R998713
51	WHG741	1991 or earlier?	10-Dec-12	0001082535	02-Jul-03	R998734
52	WHG742	1991 or earlier?	10-Dec-12	0001082536	02-Jul-03	R998733
53	WHG743	1991 or earlier?	10-Dec-12	0001082537	02-Jul-03	R998732
54	WHG744	1991 or earlier?	10-Dec-12	0001082538	02-Jul-03	R998731
55	WHG745	1991 or earlier?	10-Dec-12	0001082539	02-Jul-03	R998730
56	WHG746	1991 or earlier?	10-Dec-12	0001082540	02-Jul-03	R998712
57	WHG747	1991 or earlier?	10-Dec-12	0001082541	02-Jul-03	R998729
58	WHG748	1991 or earlier?	10-Dec-12	0001082542	02-Jul-03	R998728
59	WHG749	1991 or earlier?	10-Dec-12	0001082543	02-Jul-03	R998727
60	WHG750	1991 or earlier?	10-Dec-12	0001082544	02-Jul-03	R998726
61	WHG751	1991 or earlier?	10-Dec-12	0001082545	02-Jul-03	R998725
62	WHG752	1991 or earlier?	10-Dec-12	0001082546	02-Jul-03	R998724
63	WHG753	1991 or earlier?	10-Dec-12	0001082547	02-Jul-03	R998723
64	WHG754	1991 or earlier?	10-Dec-12	0001082548	02-Jul-03	R998722
65	WHV733	?	08-Nov-15	0002363519	30-Jan-07	?
66	WHV740	?	08-Nov-15	0002363520	30-Jan-07	?
67	WHV843	?	08-Nov-15	0002363521	30-Jan-07	?
68	WHW848	?	16-Jun-14	0001768693	11-Jun-04	?
69	WHX877	?	05-Jan-15	0001989848	31-Dec-04	?
70	WRD580	?	23-Sep-13	0001370851	05-Sep-03	?
71	WRV374	30-Nov-98	30-May-11*	0000443747	02-Jul-01	N/A

* current renewal pending, File No. 0004738157

Table 2

Call Sign	Loc	Date Granted	Construction Deadline	Construction Completed	City	County	ST
KAE889	3	23-Feb-99	22-Feb-01	36403	CAMAS	CLARK	WA
	4	23-Feb-99	22-Feb-01	36448	RAINIER	THURSTON	WA
	6	23-Feb-99	22-Feb-01	36392	SALEM	MARION	OR
	8			36309	BAKERSFIELD	KERN	CA
	12			36551	PHOENIX	JACKSON	OR
	13	23-Feb-99	22-Feb-01	36392	PORTLAND	MULTNOMAH	OR
	14			35852	CORONA	ORANGE	CA
	20			36385	ORCAS ISLAND	SAN JUAN	WA
	22	23-Feb-99	22-Feb-01	36423	EUGENE	LANE	OR
	26			36483	SALINAS	MONTEREY	CA
	27			36245	SAN RAFAEL	MARIN	CA
	28			36245	WALNUT CREEK	CONTRA COSTA	CA
	30			36385	BREMERTON	JEFFERSON	WA
	33			36245	LOS GATOS	SANTA CLARA	CA
	34	14-Jul-99	13-Jul-01	36433	OLYMPIA	THURSTON	WA
	37			36431	MODESTO	STANISLAUS	CA
	39			36482	COALINGA	FRESNO	CA
	40			36306	PINE VALLEY	SAN DIEGO	CA
	44			36308	PALMDALE	LOS ANGELES	CA
	46			36402	WOODBURN	MARION	OR
	48			36432	SEATTLE	KING	WA
KCE278	1	15-Jul-99	14-Jul-01		CHARLEVOIX	CHARLEVOIX	MI
	2	15-Jul-99	14-Jul-01		ROGERS CITY	PRESQUE ISLE	MI
KPB531	1	15-Jul-99	14-Jul-01		MUSKEGON	MUSKEGON	MI
	2	15-Jul-99	14-Jul-01		MICHIGAN CITY	LA PORTE	IN
	3	15-Jul-99	14-Jul-01		KENOSHA	KENOSHA	WI
	4	15-Jul-99	14-Jul-01	13-Jul-01	MILWAUKEE	MILWAUKEE	WI
	5	26-May-00	26-May-02		LAKE ZURICH	LAKE	IL
KUF732	1	15-Jul-99	14-Jul-01		ROCHESTER	MONROE	NY
	2	24-Aug-99	23-Aug-01		SYRACUSE	ONONDAGA	NY
	3	15-Jul-99	14-Jul-01		TOLEDO	OTTAWA	OH
	4	15-Jul-99	14-Jul-01		DETROIT	WAYNE	MI
	5	15-Jul-99	14-Jul-01		BUFFALO	ERIE	NY
	6	15-Jul-99	14-Jul-01		ERIE	ERIE	PA
	7	15-Jul-99	14-Jul-01		CLEVELAND	CUYAHOGA	OH

Table 2 (continued)

Call Sign	Loc	Date Granted	Construction Deadline	Construction Completed	City	County	ST
WHG693	1				VENICE	PLAQUEMINE S	LA
WHG701	1				SANTA ROSA BEACH	WALTON	FL
WHG702	1				THEODORE	MOBILE	AL
WHG703	1				DELISLE	HARRISON	MS
WHG705	1				AMELIA	ASSUMPTION	LA
WHG706	1				INTRACOASTAL CITY	VERMILION	LA
WHG707	1				PORT ARTHUR	JEFFERSON	TX
WHG708	1				DICKINSON	GALVESTON	TX
WHG709	1				BAY CITY	MATAGORDA	TX
WHG710	1				ARANSAS PASS	SAN PATRICIO	TX
WHG711	1				RIVIERA	KLEBERG	TX
WHG712	1				JEFFERSON HEIGHTS	JEFFERSON	LA
WHG713	1				CARVILLE	IBERVILLE	LA
WHG714	1				REDWOOD	WARREN	MS
WHG715	1				WAYSIDE	WASHINGTON	MS
WHG716	1				LAKE CORMORANT	DESOTO	MS
WHG717	1				SAMBURG	OBION	TN
WHG718	1				ALTO PASS	UNION	IL
WHG719	1				MADONNAVILLE	MONROE	IL
WHG720	1				GRAFTON	JERSEY	IL
WHG721	1				SAVERTON	RALLS	M O
WHG722	1				ADRIAN	HANCOCK	IL
WHG723	1				REYNOLDS	ROCK ISLAND	IL
WHG724	1				MILES	JACKSON	IA
WHG725	1				SHERRILL	DUBUQUE	IA
WHG726	1				MIDWAY	MASSAC	IL
WHG727	1				HEBBARDSVILLE	HENDERSON	KY
WHG728	1				ELIZABETH	FLOYD	IN
WHG729	1				BEDFORD	TRIMBLE	KY
WHG730	1				INDEPENDENCE	KENTON	KY
WHG731	1				FAIRVIEW	ADAMS	OH
WHG732	1				LETITIA	GREENUP	KY
WHG733	1				GREASY RIDGE	LAWRENCE	OH
WHG734	1				MEREDOSIA	MORGAN	IL
WHG735	1				HANNA CITY	PEORIA	IL

Table 2 (continued)

Call Sign	Loc	Date Granted	Construction Deadline	Construction Completed	City	County	ST
WHG736	1				TONICA	LA SALLE	IL
WHG737	1				LOCKPORT	WILL	IL
WHG738	1				FORDS FERRY	CRITTENDEN	KY
WHG739	1				MOOLEYVILLE	BRECKINRIDGE	KY
WHG740	1				BASHAN	MEIGS	OH
WHG741	1				BROWNSVILLE	MONROE	OH
WHG742	1				LANSING	ALLAMAKEE	IA
WHG743	1				WITOKA	WINONA	MN
WHG744	1				DIAMOND BLUFF	PIERCE	WI
WHG745	1				LAUREL HILL	WEST FELICIANA	LA
WHG746	1				PINE RIDGE	ADAMS	MS
WHG747	1				RENA LARA	COAHOMA	MS
WHG748	1				FULTON	LAUDERDALE	TN
WHG749	1				SHADYSIDE	BELMONT	OH
WHG750	1				HOOKSTOWN	BEAVER	PA
WHG751	1				AVALON BEACH	SANTA ROSA	FL
WHG752	1				LAKE CHARLES	CALCASIEU	LA
WHG753	1				PORT LAVACA	CALHOUN	TX
WHG754	1				RAYMONDSVILLE	WILLACY	TX
WHV733	1				STOKES COUNTY	STOKES	NC
	2			8-Nov-02	HILLSBOROUGH	ORANGE	NC
	3			8-Nov-02	ROCKFISH	CUMBERLAND	NC
WHV740	2				AUGUSTA	RICHMOND	GA
WHV843	1				CEASARS HEAD	GREENVILLE	SC
	5				GASTONIA	GASTON	NC
	6				LITTLE MOUNTAIN	NEWBERRY	SC
KA98265	Mobile			N/A	<i>handhelds nr Mississippi & tributaries</i>		
WFN	VHF/HF				<i>VHF & HF Jeffersonville/Lanesville IN</i>		
WHX877	HF				<i>HF Jeffersonville IN</i>		
WQGF315	Geo	07-Sep-05		N/A	<i>AMT002 - Mid-Atlantic</i>		
WQGF316	Geo	07-Sep-05		N/A	<i>AMT004 - Mississippi River</i>		
WQGF317	Geo	07-Sep-05		N/A	<i>AMT005 - Great Lakes</i>		
WQGF318	Geo	07-Sep-05		N/A	<i>AMT006 - Southern Pacific</i>		
WRD580	VHF/HF				<i>VHF & HF @ Milton KY</i>		
WHW848	1			N/A	JEFFERSONVILLE	CLARK	IN

Table 2 (continued)


Call Sign	Loc	Date Granted	Construction Deadline	Construction Completed	City	County	ST
WRV374	3	30-Nov-98	29-Nov-00	29-Nov-00	PHILADELPHIA	PHILADELPHIA	PA
	8	30-Nov-98	29-Nov-00	29-Nov-00	MANGONIA PARK	PALM BEACH	FL
	12	30-Nov-98	29-Nov-00	29-Nov-00	ORLANDO	ORANGE	FL
	14	15-Jul-99	14-Jul-01	6-Jun-01	SELDEN	SUFFOLK	NY
	15	15-Jul-99	14-Jul-01	6-Jun-01	VERONA	ESSEX	NJ
	16	15-Jul-99	14-Jul-01	6-Jun-01	ALLENTOWN	LEHIGH	PA
	17	15-Jul-99	14-Jul-01	5-Jul-01	WINTERTHUR	NEW CASTLE	DE
	18	15-Jul-99	14-Jul-01	6-Jun-01	VALHALLA	WESTCHESTER	NY
	19	30-Nov-98	29-Nov-00	29-Nov-00	MIAMI	MIAMI-DADE	FL
	20	30-Nov-98	29-Nov-00	29-Nov-00	RAYMOND	CUMBERLAND	ME
	22	30-Nov-98	29-Nov-00	29-Nov-00	SPAULDING	DUVAL	FL
	23	03-Feb-99	02-Feb-01	31-Jan-01	CHARLESTON	CHARLESTON	SC
	24	03-Feb-99	02-Feb-01	29-Nov-00	CONWAY	HORRY	SC
	25	03-Feb-99	02-Feb-01	31-Jan-01	PERRINVILLE	MONMOUTH	NJ
	26	03-Feb-99	02-Feb-01	31-Jan-01	SAVANNAH	CHATHAM	GA
	27	03-Feb-99	02-Feb-01	31-Jan-01	NAVASSA	BRUNSWICK	NC
	28	30-Nov-98	29-Nov-00	29-Nov-00	SUFFOLK	SUFFOLK	VA
	29	30-Nov-98	29-Nov-00	29-Nov-00	RICHMOND	RICHMOND	VA
	31	30-Nov-98	29-Nov-00	29-Nov-00	BALTIMORE		MD
	33	30-Nov-98	29-Nov-00	29-Nov-00	NEW YORK	NEW YORK	NY
	34	30-Nov-98	29-Nov-00	29-Nov-00	FAJARDO	FAJARDO	PR
	35	30-Nov-98	29-Nov-00	29-Nov-00	REHOBETH	BRISTOL	MA
	36	30-Nov-98	29-Nov-00	29-Nov-00	NEW BERN	CARTERET	NC
	39	30-Nov-98	29-Nov-00	29-Nov-00	CLEARWATER	PINELLAS	FL
	40	15-Jul-99	14-Jul-01	6-Jun-01	HAMDEN	NEW HAVEN	CT

Declaration of John Reardon

I, John Reardon, state that I have assisted in the preparation of and reviewed the final draft of the Response to Interrogatories being submitted February 6, 2012, on behalf of Maritime Communications/Land Mobile, LLC, in EB Docket No. 11-71 and that the facts asserted are true and correct to the best of my personal knowledge, and are offered in good faith.

I hereby declare under penalty of perjury that the foregoing is true and correct.

Executed this 6th day of February, 2012.


John Reardon

CERTIFICATE OF SERVICE

I hereby certify that on this 6th day of February, 2012, I caused copies of the foregoing pleading to be served, by U.S. Postal Service, First Class postage prepaid, on the following:

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Enforcement Bureau
Federal Communications Commission
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Robert J. Keller
Counsel for Maritime
Communications/Land Mobile, LLC

EXHIBIT 12

**THIS EXHIBIT HAS NOT BEEN INCLUDED IN THE PUBLIC FILE BECAUSE
IT CONTAINS CONFIDENTIAL AND/OR HIGHLY CONFIDENTIAL
INFORMATION SUBJECT TO PROTECTIVE ORDER IN
FCC EB DOCKET NO. 11-71**

EXHIBIT 13

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

In the Matter of)

**MARITIME COMMUNICATIONS/LAND)
MOBILE, LLC)**

EB Docket No. 11-71
File No. EB-09-IH-1751
FRN: 001358779

Participant in Auction No. 61 and Licensee of Various)
Authorizations in the Wireless Radio Services)

Applicant for Modification of Various Authorizations in)
the Wireless Radio Services)

Applicant with ENCANA OIL AND GAS (USA),)
INC.; DUQUESNE LIGHT COMPANY; DCP)
MIDSTREAM, LP; JACKSON COUNTY RURAL)
MEMBERSHIP ELECTRIC COOPERATIVE;)
PUGET SOUND ENERGY, INC.; ENBRIDGE)
ENERGY COMPANY, INC.; INTERSTATE)
POWER AND LIGHT COMPANY; WISCONSIN)
POWER AND LIGHT COMPANY; DIXIE)
ELECTRIC MEMBERSHIP CORPORATION,)
INC.; ATLAS PIPELINE-MID CONTINENT,)
LLC; DENTON COUNTY ELECTRIC)
COOPERATIVE, INC., DBA COSERV)
ELECTRIC; AND SOUTHERN CALIFORNIA)
REGIONAL RAIL AUTHORITY)

Application File Nos. 0004030479,
0004144435, 0004193028,
0004193328, 0004354053,
0004309872, 0004310060,
0004314903, 0004315013,
0004430505, 0004417199,
0004419431, 0004422320,
0004422329, 0004507921,
0004153701, 0004526264,
0004636537, 0004604962

For Commission Consent to the Assignment of Various)
Authorizations in the Wireless Radio Services)

To: Marlene H. Dortch, Secretary
Attn.: Chief Administrative Law Judge Richard L. Sippel

**DUQUESNE LIGHT COMPANY'S FIRST AMENDED RESPONSE TO
ENFORCEMENT BUREAU'S FIRST SET OF INTERROGATORIES**

Duquesne Light Company ("Duquesne"), by counsel, serves the following answers and responses to Enforcement Bureau's First Set of Interrogatories directed to Duquesne.

General Objections

(a) Duquesne hereby reserves any objections it may have to the admission in evidence of the information provided herein on the grounds of materiality, relevancy or other proper grounds for objection.

(b) The word usage and sentence structure of the discovery responses may be that of the attorney assisting Duquesne and thus does not necessarily purport to be the precise language of Duquesne.

(c) Duquesne generally objects to the extent the interrogatory is unduly burdensome and broad, immaterial, irrelevant, not limited in scope and not reasonably calculated to lead to the discovery of admissible evidence.

(d) Duquesne generally objects to the interrogatories to the extent they seek attorney-work product, privileged communication and/or information and documents prepared in anticipation of litigation.

(e) Duquesne generally objects to the extent the interrogatories define terms and seek information which is not permissible under the Federal Communications Commission Rules.

INTERROGATORIES

1. Identify, by call sign and location, each Site-based Authorization that you lease or have leased from Maritime.

ANSWER: Duquesne leases portions of WHG750 from Maritime. Duquesne constructed the following sites, which are also referenced in the "Buildout Documentation" file produced in response to Request for Production of Documents, Request Nos. 2 and 3, pursuant to that authority:

- a) Dravosburg Tower- 217.0250 MHz 40-22-30N, 79-53-23W
- b) Hopewell Tower – 219.2125 MHz 40-36-16N, 80-14-38W
- c) Mt. Washington Tower -217.1500 MHz 40-25-34N, 80-00-13W
- d) North Tower – 217.2759 MHz 40-32-32N, 79-59-21W
- e) Plum Tower – 217.0875 MHz 40-28-18N, 79-43-25W

- f) Wilmerding Tower – 217.2125 MHz 40-24-06N, 79-48-49W
- g) Shippingport Tower – 219.2759 MHz 40-37-01N, 80-26-22W
- h) Valley Tower – 219.1500 MHz 40-42-59N, 80-17-40W
- i) Clinton Tower – 219.0250 MHz 40-30-29N, 80-18-18W
- j) Raccoon Tower – 217.0875 MHz 40-38-25N, 80-19-59W

2. Describe the coverage area provided by any facility that was constructed at each location for each call sign you identified in response to Interrogatory No. 1, above.

ANSWER: All the towers listed in response to Interrogatory 1 are located in Beaver and Allegheny Counties, Pennsylvania. See also the "Coverage Map" produced by Duquesne in response to Request for Production of Documents, Request No. 5.

3. State whether there is currently a facility constructed at each location for each call sign you identified in response to Interrogatory No. 1, above.

ANSWER: Duquesne has constructed the sites as listed above in response to Interrogatory No. 1. See also Duquesne's Answer to Interrogatory No. 9.

4. State whether a facility is currently operating (i.e., on-the-air, transmitting a signal) at each location you identified in your response to Interrogatory No. 1, above. If not, explain why not.

ANSWER: Duquesne is currently operating all sites. All of the towers set forth in response to Interrogatory No. 1 are operating in the 217-219 MHz band, except for the Mt. Washington, Clinton and Valley sites, that recently received a change in equipment to operate at 900 MHz pursuant to other authority and as further described in response to Interrogatory No. 9, below.

5. For each location you identified in your response to Interrogatory No. 1, above, state the date on which construction of a facility at that location was completed.

ANSWER:

Dravosburg Tower- 5/13/2010

Hopewell Tower – 6/22/2010

Mt. Washington Tower -5/25/2010

North Tower – 5/14/2010

Plum Tower – 5/10/2010

Wilmerding Tower – 5/18/2010

Shippingport Tower – 7/30/2010

Valley Tower – 5/03/2010

Clinton Tower – 5/28/2010

Raccoon Tower – 6/15/2010

6. For each location you identified in your response to Interrogatory No. 1, above, state the date on which a facility at that location was placed in operation.

ANSWER:

Dravosburg Tower- 5/13/2010

Hopewell Tower – 6/22/2010

Mt. Washington Tower -5/25/2010

North Tower – 5/14/2010

Plum Tower – 5/10/2010

Wilmerding Tower – 5/18/2010

Shippingport Tower – 7/30/2010

Valley Tower – 5/03/2010

Clinton Tower – 5/28/2010

Raccoon Tower – 6/15/2010

7. State whether a facility was operating (*i.e.*, on-the-air, transmitting a signal) at each location you identified in your response to Interrogatory No. 1, above, at the time you leased it from Maritime. If not, explain why not.

ANSWER: Duquesne objects to this interrogatory because it is vague, confusing, overbroad, seeks information not within Duquesne's knowledge and is premised on speculation (that a facility already existed, or needed to exist, at a location). Once Duquesne was the authorized lessee of spectrum from MCLM, it constructed the facilities (as listed above in response to Interrogatory No. 1) and operated them as of the dates set forth in response to Interrogatory No. 6. The identified locations are properties owned or leased by Duquesne, not Maritime.

8. State whether a facility was constructed at each location you identified in your response to Interrogatory No. 1, above, at the time you leased it from Maritime. If not, explain why not.

ANSWER: Duquesne objects to this interrogatory because it is vague, confusing, overbroad, seeks information not within Duquesne's knowledge and is premised on speculation (that a facility already existed, or needed to exist, at a location). Once Duquesne was the authorized lessee of spectrum from MCLM, it constructed the facilities (as listed above in response to Interrogatory No. 1) as of the dates set forth in response to Interrogatory No. 5. The identified locations are properties owned or leased by Duquesne, not Maritime.

9. State whether operations at each facility constructed at each location you identified in your response to Interrogatory No. 1, above, have ever ceased. If so, explain why and describe how long any such facility at any such location was not or has not been operating.

ANSWER: No operations have ceased. Duquesne avers, however, that because it required greater certainty of long-term operations at its Clinton, Valley and Mt. Washington locations in light of this on-going proceeding, it recently replaced its 217-219 MHz antennas with 900 MHz antennas (pursuant to other operating authority) at those sites, as of the dates set forth below:

- a. Clinton Tower – 2/01/2012
- b. Valley Tower – 2/15/2012
- c. Mt. Washington Tower – 2/22/2012.

10. With respect to each Site-based Authorization you identified in response to Interrogatory No. 1, above, identify each location at which a facility was not constructed in accordance with the requirements of the relevant License, including geographic coordinates, antenna heights, and other technical parameters included on the License.

ANSWER: None.

11. With respect to any location you identified in response to Interrogatory No. 10, above, describe how the facility differs from the requirements of the relevant License, including geographic coordinates, antenna heights, and other technical parameters included on the License.

ANSWER: All Site-based Authorizations were constructed as required. Duquesne also avers that its Plum Tower site is located in close proximity to the Allegheny County border and that, due to interference issues, Duquesne used a special antenna to reduce signal attenuation into surrounding counties.

12. Describe each Communication between you (or any Representative of yours) and Maritime referring or relating to Maritime's Site-based Authorizations, including, but not limited to, the date any such Communication(s) occurred, the names and affiliation of each individual who participated in or received any such Communication(s), and the subject matter of such Communication.

ANSWER: Please see "Communications with MCLM" file, organized by date, and produced in Response to Request for Production Requests Nos. 6 and 8.

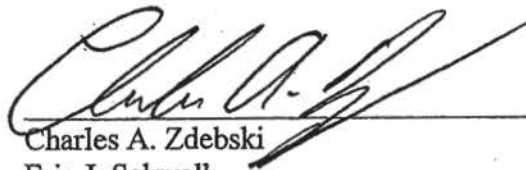
13. Describe each meeting which both you (or any Representative of yours) and Maritime attended referring or relating to Maritime's Site-based Authorizations, including but not limited to, the date any such meeting(s) took place, the names and affiliation of each individual who attended the meeting, and the subject matter discussed.

ANSWER: Duquesne representatives never met with Maritime representatives in person. Although telephone conferences between the companies occurred, Duquesne is unable to recollect the dates, attendees or topics of such calls. Most communications occurred via email and those communications have been provided in the "Communications with MCLM" file.

14. In the event you are unable to respond to any Interrogatory above, please explain why you are unable to respond.

ANSWER: None.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Charles A. Zdebski", written over a horizontal line.

Charles A. Zdebski

Eric J. Schwalb

Gerit F. Hull

Eckert Seamans Cherin & Mellott, LLC

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Counsel to Duquesne Light Company

VERIFICATION

I, **Lee Pillar**, state that I am a Senior Communications Engineer for Duquesne Light Company ("Duquesne"); that I have assisted in the preparation of and have reviewed the First Amended Response of Duquesne to the Enforcement Bureau's First Set of Interrogatories to Duquesne, in EB Docket No. 11-71, before the Federal Communications Commission; that I am familiar with the factual matters addressed in said response; and that the factual matters addressed in said responses are, to the best of my knowledge, information, and belief, true, accurate, and are made in good faith.

I hereby declare under penalty of perjury that the foregoing is true and correct.

Executed this 16 day of September, 2012.


Lee Pillar

CERTIFICATE OF SERVICE

I, Charles A. Zdebski, certify that on this 6th day of September, 2012, I caused a true and correct copy of the foregoing Duquesne Light Company's First Amended Response to Enforcement Bureau's First Set of Interrogatories were served via electronic mail and first-class mail, postage prepaid, upon:

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The Honorable Richard L. Sippel
Chief Administrative Law Judge
Office of the Administrative Law Judge
Federal Communications Commission
445 12th Street, S.W.
Washington, DC 20554
(Via facsimile and email)

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Secretary
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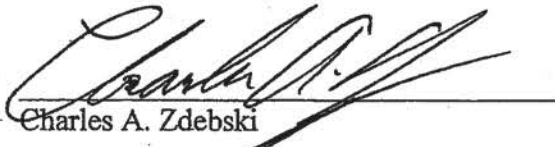

Charles A. Zdebski

EXHIBIT 14

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554**

In the Matter of)

**MARITIME COMMUNICATIONS/LAND)
MOBILE, LLC)**

EB Docket No. 11-71
File No. EB-09-IH-1751
FRN: 0013587779

Participant in Auction No. 61 and Licensee of Various)
Authorizations in the Wireless Radio Services)
Applicant for Modification of Various Authorizations)
in the Wireless Radio Services;)

Applicant with ENCANA OIL AND GAS (USA), INC.;)
DUQUESNE LIGHT COMPANY; DCP)
MIDSTREAM, LP; JACKSON COUNTY RURAL)
MEMBERSHIP ELECTRIC COOPERATIVE; PUGET)
SOUND ENERGY, INC.; ENBRIDGE ENERGY)
COMPANY, INC.; INTERSTATE POWER AND)
LIGHT COMPANY; WISCONSIN POWER AND)
LIGHT COMPANY; DIXIE ELECTRIC)
MEMBERSHIP CORPORATION, INC.; ATLAS)
PIPELINE—MID CONTINENT, LLC; DENTON)
COUNTY ELECTRIC COOPERATIVE, INC., DBA)
COSERV ELECTRIC; AND SOUTHERN)
CALIFORNIA REGIONAL RAIL AUTHORITY)

Application File Nos.
0004030479, 0004144435,
0004193028, 0004193328,
0004354053, 0004309872,
0004310060, 0004314903,
0004315013, 0004430505,
0004417199, 0004419431,
0004422320, 0004422329,
0004507921, 0004153701,
0004526264, 0004636537,
and 0004604962

For Commission Consent to the Assignment of Various)
Authorizations in the Wireless Radio Services)

**FURTHER SUPPLEMENTAL
RESPONSE TO INTERROGATORIES**

Maritime Communications/Land Mobile, LLC ("Maritime") hereby respectfully serves this further supplement to its February 6, 2012, response to joint interrogatories and the February 8, 2012, supplement thereto. The information set forth herein is supplemental, and the previous responses also stand except as modified herein.

8. *Of the authorizations identified in response to Interrogatory No. 1, above, identify by call sign and location each authorization with a Station for which Maritime has end user customers who are actually paying for and using AMTS services.*

Maritime does not currently have end users for AMTS services as such. Rather, it leases AMTS spectrum to certain entities pursuant to the Commission's secondary market policies. Maritime leases spectrum pursuant to the following incumbent facilities:

- Station KAE889, Locations 3 and 6, to the Evergreen School District
- Station KAE889, Locations 4, 20, 30, 34, and 48, to Puget Sound Energy
- Station WRV374, Locations 15 and 25, to Pinnacle Wireless
- Station WRV374, Locations 12 and 39, to CCN
- Station WHG750 to Duquesne Light

13. *As to each authorization identified in response to Interrogatory No. 1, above, identify by call sign and location each authorization for which a Station is currently operating. As to each such authorization, state whether the Station has been in continuous operation and, if not, explain why not.*

The attached revised version of Table 2 includes a designation of the status of each of the sites. As to the reason for any hiatus in continuous operation, see the prior responses to Interrogatory No. 14, as well as the further supplemental response to Interrogatory No. 14, below.

14. *Of the authorizations identified in response to Interrogatory No. 1, above, identify by call sign and location each authorization for which a Station has ever discontinued operating for any reason for a continuous period of one year or more. As to each such authorization, (a) specify the date(s) when the Station discontinued operating and, if applicable, when it resumed operating; and (b) explain fully why the Station discontinued operating for a period of one year or more.*

For the reasons explained in the prior response to Interrogatory No. 14, Maritime cannot provide a discrete, exact timeframe during which station operations at any particular location may have been discontinued. This is in part because, as also previously explained, Maritime never made an intentional decision to discontinue operations at any particular station, and therefore there would have been no event promoting the recording of any particular date. As explained, a number of factors resulting in the gradual decline of Maritime's previous operations, including marketplace changes resulting in a decline in demand for maritime related AMTS services, financial difficulties in meeting obligations for rents, utilities, etc. This resulted in many of the stations becoming dormant, but never with the intent to permanently discontinue them. As also previously explained, Maritime continuously worked to repurpose the spectrum and reestablish operations throughout this time. Once again, Maritime objects to the implication that a one-year hiatus constitutes permanent discontinuance. In some services a specified period, such as one year, constitutes or give rise to a presumption of permanent discontinuance, but there is no such rule governing AMTS.

15. *Of the authorizations identified in response to Interrogatory No. 1, above, identify by call sign and location each authorization for which a Station is currently off the air and not operating. As to each such authorization, explain why and for how long it has been off the air and not operating.*

The attached revised version of Table 2 includes a designation of the status of each of the sites. A key explaining the codes appears at the end of the table.

16. *With respect to each authorization identified in response to Interrogatory No. 1, above, describe the coverage area provided by any Station that was constructed.*

In its previous answer, Maritime stated that the coverage area for each station is the predicted 39 dBμ contour calculated in accordance with the Commission's applicable standards for this service. This was an inadvertent clerical error, and the reference should have been to the predicted 38 dBμ contour.

18. *Identify all persons who, on behalf of Maritime, were involved in the following in any manner, at any time, and to any extent whatsoever:*

- a. *constructing any Station associated with any authorization identified in response to Interrogatory No. 1, above;*
- b. *placing in operation any Station associated with any authorization identified in response to Interrogatory No. 1, above;*
- c. *operating or maintaining any Station associated with any authorization identified in response to Interrogatory No. 1, above;*
- d. *discontinuing operations of any Station associated with any authorization identified in response to Interrogatory No. 1, above; and/or*
- e. *entering into any contracts, agreements, arrangements or understanding related to the purchase or lease of equipment and/or of real estate and/or the hiring of personnel involved in the construction and/or placing into operation of any Station associated with any authorization identified in response to Interrogatory No. 1, above.*

In addition to the previous responses to this interrogatory, Maritime further reports that an outside contractors was used to construct the initial Watercom system (those incumbent stations with call signs beginning "WHG"). The main contractor was a company called Tracor. On information and belief this is the government contracting firm that is now owned by GE. A subcontractor was US Tower, a firm based in Frederick, Maryland. As stated in a previous supplemental response, this was prior to the time any of the current employees were with the company and Maritime therefore does not have any further details beyond what may be in the documents already produced to the Bureau.

Respectfully Submitted,



Robert J. Keller
Counsel for Maritime Communications/
Land Mobile, LLC

Email: rjk@telcomlaw.com
Telephone: 202.656.8490
Facsimile: 202.223.2121

Law Offices of Robert J. Keller, P.C.
PO Box 33428
Washington, D.C. 20033

Dated: February 28, 2012

Revised Table 2

Call Sign	Loc	Status	Date Granted	Constructio n Deadline	Construction Completed	City	County	ST
KAE889	3	L	23-Feb-99	22-Feb-01	31-Aug-99	CAMAS	CLARK	WA
	4	L	23-Feb-99	22-Feb-01	15-Oct-99	RAINIER	THURSTON	WA
	6	U	23-Feb-99	22-Feb-01	20-Aug-99	SALEM	MARION	OR
	8	G			29-May-99	BAKERSFIELD	KERN	CA
	12	O			26-Jan-00	PHOENIX	JACKSON	OR
	13	L	23-Feb-99	22-Feb-01	20-Aug-99	PORTLAND	MULTNOMAH	OR
	14	G			26-Feb-98	CORONA	ORANGE	CA
	20	L			13-Aug-99	ORCAS ISLAND	SAN JUAN	WA
	22	U	23-Feb-99	22-Feb-01	20-Sep-99	EUGENE	LANE	OR
	26	G			19-Nov-99	SALINAS	MONTEREY	CA
	27	G			26-Mar-99	SAN RAFAEL	MARIN	CA
	28	G			26-Mar-99	WALNUT CREEK	CONTRA COSTA	CA
	30	L			13-Aug-99	BREMERTON	JEFFERSON	WA
	33	G			26-Mar-99	LOS GATOS	SANTA CLARA	CA
	34	L	14-Jul-99	13-Jul-01	30-Sep-99	OLYMPIA	THURSTON	WA
	37	G			28-Sep-99	MODESTO	STANISLAUS	CA
	39	G			18-Nov-99	COALINGA	FRESNO	CA
	40	G			26-May-99	PINE VALLEY	SAN DIEGO	CA
	44	G			28-May-99	PALMDALE	LOS ANGELES	CA
	46	L			30-Aug-99	WOODBURN	MARION	OR
	48	L			29-Sep-99	SEATTLE	KING	WA
KCE278	1	G	15-Jul-99	14-Jul-01		CHARLEVOIX	CHARLEVOIX	MI
	2	G	15-Jul-99	14-Jul-01		ROGERS CITY	PRESQUE ISLE	MI
KPB531	1	G	15-Jul-99	14-Jul-01		MUSKEGON	MUSKEGON	MI
	2	G	15-Jul-99	14-Jul-01		MICHIGAN CITY	LA PORTE	IN
	3	G	15-Jul-99	14-Jul-01		KENOSHA	KENOSHA	WI
	4	G	15-Jul-99	14-Jul-01	13-Jul-01	MILWAUKEE	MILWAUKEE	WI
	5	G	26-May-00	26-May-02		LAKE ZURICH	LAKE	IL
KUF732	1	G	15-Jul-99	14-Jul-01		ROCHESTER	MONROE	NY
	2	G	24-Aug-99	23-Aug-01		SYRACUSE	ONONDAGA	NY
	3	G	15-Jul-99	14-Jul-01		TOLEDO	OTTAWA	OH
	4	G	15-Jul-99	14-Jul-01		DETROIT	WAYNE	MI
	5	G	15-Jul-99	14-Jul-01		BUFFALO	ERIE	NY
	6	G	15-Jul-99	14-Jul-01		ERIE	ERIE	PA
	7	G	15-Jul-99	14-Jul-01		CLEVELAND	CUYAHOGA	OH

Revised Table 2 (continued)

Call Sign	Loc	Status	Date Granted	Construction Deadline	Construction Completed	City	County	ST
WHG693	1	G1, U				VENICE	PLAQUEMINES	LA
WHG701	1	G1, O				SANTA ROSA BEACH	WALTON	FL
WHG702	1	G1, O				THEODORE	MOBILE	AL
WHG703	1	G1, O				DELISLE	HARRISON	MS
WHG705	1	G1, O				AMELIA	ASSUMPTION	LA
WHG706	1	G1, U				INTRACOASTAL CITY	VERMILION	LA
WHG707	1	G1, U				PORT ARTHUR	JEFFERSON	TX
WHG708	1	G1, U				DICKINSON	GALVESTON	TX
WHG709	1	G1, O				BAY CITY	MATAGORDA	TX
WHG710	1	G1, U				ARANSAS PASS	SAN PATRICIO	TX
WHG711	1	G1, U				RIVIERA	KLEBERG	TX
WHG712	1	G1, O				JEFFERSON HEIGHTS	JEFFERSON	LA
WHG713	1	G1, O				CARVILLE	IBERVILLE	LA
WHG714	1	G1, O				REDWOOD	WARREN	MS
WHG715	1	G1, O				WAYSIDE	WASHINGTON	MS
WHG716	1	G1, O				LAKE CORMORANT	DESOTO	MS
WHG717	1	G1, O				SAMBURG	OBION	TN
WHG718	1	G1, O				ALTO PASS	UNION	IL
WHG719	1	G1, O				MADONNAVILLE	MONROE	IL
WHG720	1	G1, O				GRAFTON	JERSEY	IL
WHG721	1	G1, O				SAVERTON	RALLS	MO
WHG722	1	G1, U				ADRIAN	HANCOCK	IL
WHG723	1	G1, O				REYNOLDS	ROCK ISLAND	IL
WHG724	1	G1, O				MILES	JACKSON	IA
WHG725	1	G1, O				SHERRILL	DUBUQUE	IA
WHG726	1	G1, O				MIDWAY	MASSAC	IL
WHG727	1	G1, U				HEBBARDSVILLE	HENDERSON	KY
WHG728	1	G1, U				ELIZABETH	FLOYD	IN
WHG729	1	G1, O				BEDFORD	TRIMBLE	KY
WHG730	1	G1, O				INDEPENDENCE	KENTON	KY
WHG731	1	G1, O				FAIRVIEW	ADAMS	OH
WHG732	1	G1, O				LETITIA	GREENUP	KY
WHG733	1	G1, O				GREASY RIDGE	LAWRENCE	OH
WHG734	1	G1, O				MEREDOSIA	MORGAN	IL
WHG735	1	G1, O				HANNA CITY	PEORIA	IL

Revised Table 2 (continued)

Call Sign	Loc	Status	Date Granted	Construction Deadline	Construction Completed	City	County	ST
WHG736	1	G1, O				TONICA	LA SALLE	IL
WHG737	1	G1, O				LOCKPORT	WILL	IL
WHG738	1	G1, O				FORDS FERRY	CRITTENDEN	KY
WHG739	1	G1, U				MOOLEYVILLE	BRECKINRIDGE	KY
WHG740	1	G1, O				BASHAN	MEIGS	OH
WHG741	1	G1, O				BROWNSVILLE	MONROE	OH
WHG742	1	G1, O				LANSING	ALLAMAKEE	IA
WHG743	1	G1, O				WITOKA	WINONA	M N
WHG744	1	G1, O				DIAMOND BLUFF	PIERCE	WI
WHG745	1	G1, O				LAUREL HILL	WEST FELICIANA	LA
WHG746	1	G1, O				PINE RIDGE	ADAMS	MS
WHG747	1	G1, O				RENA LARA	COAHOMA	MS
WHG748	1	G1, O				FULTON	LAUDERDALE	TN
WHG749	1	G1, O				SHADYSIDE	BELMONT	OH
WHG750	1	G1, O				HOOKSTOWN	BEAVER	PA
WHG751	1	G1, O				AVALON BEACH	SANTA ROSA	FL
WHG752	1	G1, O				LAKE CHARLES	CALCASIEU	LA
WHG753	1	G1, U				PORT LAVACA	CALHOUN	TX
WHG754	1	G1, U				RAYMONDSVILLE	WILLACY	TX
WHV733	1	U				STOKES COUNTY	STOKES	NC
	2	U			8-Nov-02	HILLSBOROUGH	ORANGE	NC
	3	U			8-Nov-02	ROCKFISH	CUMBERLAND	NC
WHV740	2	U				AUGUSTA	RICHMOND	GA
WHV843	1	U				CEASARS HEAD	GREENVILLE	SC
	5	U				GASTONIA	GASTON	NC
	6	U				LITTLE MOUNTAIN	NEWBERRY	SC
KA98265	Mobile	N/A			N/A	handhelds nr Mississippi & tributaries		
WFN	VHF/HF	U				VHF & HF Jeffersonville/Lanesville IN		
WHX877	HF	U				HF Jeffersonville IN		
WQGF315	Geo	A	07-Sep-05		N/A	AMT002 - Mid-Atlantic		
WQGF316	Geo	A	07-Sep-05		N/A	AMT004 - Mississippi River		
WQGF317	Geo	A	07-Sep-05		N/A	AMT005 - Great Lakes		
WQGF318	Geo	A	07-Sep-05		N/A	AMT006 - Southern Pacific		
WRD580	VHF/HF	U				VHF & HF @ Milton KY		
WHW848	1	G			N/A	JEFFERSONVILLE	CLARK	IN

Revised Table 2 (continued)

Call Sign	Loc	Status	Date Granted	Construction Deadline	Construction Completed	City	County	ST
WRV374	3	G	30-Nov-98	29-Nov-00	29-Nov-00	PHILADELPHIA	PHILADELPHIA	PA
	8	U	30-Nov-98	29-Nov-00	29-Nov-00	MANGONIA PARK	PALM BEACH	FL
	12	L	30-Nov-98	29-Nov-00	29-Nov-00	ORLANDO	ORANGE	FL
	14	O	15-Jul-99	14-Jul-01	6-Jun-01	SELDEN	SUFFOLK	NY
	15	L	15-Jul-99	14-Jul-01	6-Jun-01	VERONA	ESSEX	NJ
	16	O	15-Jul-99	14-Jul-01	6-Jun-01	ALLENTOWN	LEHIGH	PA
	17	G	15-Jul-99	14-Jul-01	5-Jul-01	WINTERTHUR	NEW CASTLE	DE
	18	O	15-Jul-99	14-Jul-01	6-Jun-01	VALHALLA	WESTCHESTER	NY
	19	U	30-Nov-98	29-Nov-00	29-Nov-00	MIAMI	MIAMI-DADE	FL
	20	U	30-Nov-98	29-Nov-00	29-Nov-00	RAYMOND	CUMBERLAND	ME
	22	U	30-Nov-98	29-Nov-00	29-Nov-00	SPAULDING	DUVAL	FL
	23	U	03-Feb-99	02-Feb-01	31-Jan-01	CHARLESTON	CHARLESTON	SC
	24	G	03-Feb-99	02-Feb-01	29-Nov-00	CONWAY	HORRY	SC
	25	L	03-Feb-99	02-Feb-01	31-Jan-01	PERRINVILLE	MONMOUTH	NJ
	26	O	03-Feb-99	02-Feb-01	31-Jan-01	SAVANNAH	CHATHAM	GA
	27	G	03-Feb-99	02-Feb-01	31-Jan-01	NAVASSA	BRUNSWICK	NC
	28	G	30-Nov-98	29-Nov-00	29-Nov-00	SUFFOLK	SUFFOLK	VA
	29	G	30-Nov-98	29-Nov-00	29-Nov-00	RICHMOND	RICHMOND	VA
	31	G	30-Nov-98	29-Nov-00	29-Nov-00	BALTIMORE		M D
	33	O	30-Nov-98	29-Nov-00	29-Nov-00	NEW YORK	NEW YORK	NY
	34	U	30-Nov-98	29-Nov-00	29-Nov-00	FAJARDO	FAJARDO	PR
	35	O	30-Nov-98	29-Nov-00	29-Nov-00	REHOBETH	BRISTOL	MA
	36	G	30-Nov-98	29-Nov-00	29-Nov-00	NEW BERN	CARTERET	NC
	39	L	30-Nov-98	29-Nov-00	29-Nov-00	CLEARWATER	PINELLAS	FL
	40	O	15-Jul-99	14-Jul-01	6-Jun-01	HAMDEN	NEW HAVEN	CT

Key to Status Codes

- G Station subsumed within geographic license obtained in auction; status of incumbent license not relevant.
- G1 Channel Block A as to all of the WHG licenses are subsumed within geographic license obtained in auction. Second code stated applies to Channel Block B.
- O Station constructed and operational; some rents and other obligations may be in arrears since bankruptcy.
- L Station subject to a spectrum lease.

CERTIFICATE OF SERVICE

I hereby certify that on this 28th day of February, 2012, I caused copies of the foregoing pleading to be served, by U.S. Postal Service, First Class postage prepaid, on the following:

Pamela A. Kane, Deputy Chief
Brian Carter, Esquire
Investigations and Hearing Division
Enforcement Bureau
Federal Communications Commission
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Robert J. Keller
Counsel for Maritime
Communications/Land Mobile, LLC

EXHIBIT 15

**THIS EXHIBIT HAS NOT BEEN INCLUDED IN THE PUBLIC FILE BECAUSE
IT CONTAINS CONFIDENTIAL AND/OR HIGHLY CONFIDENTIAL
INFORMATION SUBJECT TO PROTECTIVE ORDER IN
FCC EB DOCKET NO. 11-71**

EXHIBIT 16

**THIS EXHIBIT HAS NOT BEEN INCLUDED IN THE PUBLIC FILE BECAUSE
IT CONTAINS CONFIDENTIAL AND/OR HIGHLY CONFIDENTIAL
INFORMATION SUBJECT TO PROTECTIVE ORDER IN
FCC EB DOCKET NO. 11-71**

EXHIBIT 17

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20554**

In re

**MARITIME COMMUNICATIONS/LAND
MOBILE, LLC**

Participant in Auction No. 61 and Licensee of
Various Authorizations in the Wireless Radio
Services

Applicant for Modification of Various
Authorizations in the Wireless Radio Services

Applicant with **ENCANA OIL AND GAS (USA),
INC.; DUQUESNE LIGHT COMPANY; DCP
MIDSTREAM, LP; JACKSON COUNTY
RURAL MEMBERSHIP ELECTRIC
COOPERATIVE; PUGET SOUND ENERGY,
INC.; ENBRIDGE ENERGY COMPANY,
INC.; INTERSTATE POWER AND LIGHT
COMPANY; WISCONSIN POWER AND
LIGHT COMPANY; DIXIE ELECTRIC
MEMBERSHIP CORPORATION, INC.;
ATLAS PIPELINE – MID CONTINENT, LLC;
DENTON COUNTY ELECTRIC
COOPERATIVE, INC., DBA COSERV
ELECTRIC; AND SOUTHERN CALIFORNIA
REGIONAL RAIL AUTHORITY**

EB Docket No. 11-71
File No. EB-09-IH-1751
FRN: 0013587779

Application File Nos. 0004030479,
0004144435, 0004193028, 0004193328,
0004354053, 0004309872, 0004310060,
0004314903, 0004315013, 0004430505,
0004417199, 0004419431, 0004422320,
0004422329, 0004507921, 0004153701,
0004526264, 0004636537,
and 0004604962

To: Marlene H. Dortch, Secretary
Attention: Chief Administrative Law Judge Richard L. Sippel

**DECLARATION OF EVERGREEN SCHOOL DISTRICT
CONCERNING LEASE OF SPECTRUM FROM MARITIME**

I, Kurt Gazow, declare under penalty of perjury, on behalf of Evergreen School District,
that the following statements are true and correct to the best of my knowledge. I have personal
knowledge of the facts set forth below, and if called as a witness, I could and would testify
competently as follows:

1. I am employed as Manager, Information Technology at Evergreen Public Schools. I have been in my current position since 2008. I have been employed by Evergreen Public Schools since 2005.

2. Evergreen School District (Evergreen) currently leases spectrum with the call sign KAE889 from Maritime Communications/Land Mobile, LLC (Maritime); the lease identifier for this spectrum is L000006932. Evergreen leases one physical location related to this lease identifier and owns a second. The leased location is located at FCC Tower #1035585, 2822 NW 18th Ave., Camas, WA 98607 using the following three frequency pairs: 1 [TX-217.9875, RX-219.9875], 2 [TX-217.9375, RX-219.9375], 3 [TX-217.8875, RX-219.8875]. The owned location is located at Evergreen High School, 14300 NE 18th St., Vancouver, WA 98684, using the following three frequency pairs: 1 [TX-217.975, RX-219.975], 2 [TX-217.925, RX-219.925], 3 [TX-217.875, RX-219.875]. Mobile units utilizing these frequencies operate within the boundaries of Evergreen and surrounding areas. Evergreen has no knowledge of any fixed equipment operating in Portland, OR, which is noted as location number 13 on Lease Identifier L000006932, communication reference number 5357381. The frequencies for the leased spectrum are as follows: 217.86875 MHz to 217.89375 MHz, 219.86875 MHz to 219.89375 MHz, 217.91875 MHz to 217.94375 MHz, 219.91875 MHz to 219.94375 MHz, 217.96875 MHz to 218.00000 MHz, 219.96875 MHz to 220.00000 MHz.

3. Evergreen originally leased an alternate spectrum as described in Lease ID's L000003519, L000003520, L000003521, and L000003522 from Access Spectrum 220, LLC (Access Spectrum) with an effective date of July 9, 2004. The Agreement was amended on July 15, 2004, with a 10 year expiration date, expiring on July 14, 2014. In 2008, Evergreen was notified that management of the spectrum described in this paragraph was reassigned to "A2L." In July 2008, Evergreen was notified that the previously assigned spectrum was reassigned by

A2L to PTC-220, and that a shift by Evergreen to an alternate spectrum would be required.

Available spectrum was identified, which was then managed by Maritime as referenced in paragraph 2, above. Re-tuning/adjustment of Evergreen radio equipment was required to utilize the new frequency pairs, which occurred in December of 2008 at Maritime's expense. Maritime assumed the rights and responsibilities of Access Spectrum under the lease agreement. In February 2009, the Agreement was amended to extend the term of the lease to Evergreen until July 14, 2019. Evergreen prepaid the fee for the full term of the lease to Maritime in February 2009.

4. There is a facility constructed at both the leased and owned locations referenced in paragraph 2, above. There is a facility currently operating at both the leased and owned locations referenced in paragraph 2, above.

5. Evergreen is using and/or operating the spectrum frequency pairs referenced in paragraph 2, above. Evergreen has used and/or operated the spectrum frequency pairs referenced in paragraph 2, above throughout the term of its lease.

6. Evergreen uses and/or operates the spectrum frequency pairs referenced in paragraph 2, above, in connection with a 2-site 3-Channel Motorola/Trident Passport radio system. This radio system has been operational throughout the term of the previous and current lease. This radio system is used to coordinate student transportation and safety, as well as Evergreen emergency communications with all schools and key personnel.

I make the foregoing declaration under penalty of perjury under the laws of the United States, executed this 14th day of March, 2013.



Kurt Gazow
Manager, Information Technology
Evergreen Public Schools

EXHIBIT 18

**THIS EXHIBIT HAS NOT BEEN INCLUDED IN THE PUBLIC FILE BECAUSE
IT CONTAINS CONFIDENTIAL AND/OR HIGHLY CONFIDENTIAL
INFORMATION SUBJECT TO PROTECTIVE ORDER IN
FCC EB DOCKET NO. 11-71**

EXHIBIT 19

**BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554**

In the Matter of)

**MARITIME COMMUNICATIONS/LAND
MOBILE, LLC**)

EB Docket No. 11-71
File No. EB-09-IH-1751
FRN: 0013587779

Participant in Auction No. 61 and Licensee of
Various Authorizations in the Wireless Radio
Services)

Applicant for Modification of Various
Authorizations in the Wireless Radio Services)

Application File Nos. 0004030479,
0004144435, 0004193028, 0004193328,
0004354053, 0004309872, 0004310060,
0004314903, 0004315013, 0004430505,
0004417199, 0004419431, 0004422320,
0004422329, 0004507921, 0004153701,
0004526264, 0004636537,
and 0004604962

Applicant with **ENCANA OIL AND GAS (USA),
INC.; DUQUESNE LIGHT COMPANY; DCP
MIDSTREAM, LP; JACKSON COUNTY
RURAL MEMBERSHIP ELECTRIC
COOPERATIVE; PUGET SOUND ENERGY,
INC.; ENBRIDGE ENERGY COMPANY,
INC.; INTERSTATE POWER AND LIGHT
COMPANY; WISCONSIN POWER AND
LIGHT COMPANY; DIXIE ELECTRIC
MEMBERSHIP CORPORATION, INC.;
ATLAS PIPELINE – MID CONTINENT,
LLC; DENTON COUNTY ELECTRIC
COOPERATIVE, INC., DBA COSERV
ELECTRIC; AND SOUTHERN CALIFORNIA
REGIONAL RAIL AUTHORITY**)

To: Office of the Secretary
Attn: The Honorable Richard L. Sippel
Presiding Judge

**ANSWERS OF PUGET SOUND ENERGY, INC.
TO THE ENFORCEMENT BUREAU'S FIRST SET OF INTERROGATORIES**

Puget Sound Energy, Inc. ("PSE"), for its responses to the Enforcement Bureau's
("Bureau") first set of interrogatories, states as follows:

GENERAL STATEMENT IN RESPONSE TO INTERROGATORIES

In order to provide context and facilitate review of PSE's specific responses to the Bureau's interrogatories, PSE hereby provides the following statement for the record regarding PSE's private mobile radio service ("PMRS") operations and PSE's intended use of Automated Maritime Telecommunications System ("AMTS") spectrum covered by certain authorizations that are the subject of this proceeding.

PSE is a public utility serving approximately 1 million electric customers and nearly 750,000 natural gas customers in a 6,000 square mile service territory in the Puget Sound area of western Washington state. In order to ensure the efficient, safe, and reliable delivery of electric and gas utility services to the public, PSE relies on private communications facilities, including PMRS facilities, for the operation and control of its electric and natural gas distribution infrastructure. PSE also relies on wireless communications facilities for communication with PSE field crews in the performance of routine operational maintenance and repair activities as well as emergency response and restoration activities.

In an effort to improve operating efficiencies and to comply with the FCC's orders requiring the narrowbanding of VHF and UHF channels licensed in the Part 90 PMRS,¹ including channels currently used to support PSE's PMRS operations, PSE decided to implement a new consolidated land mobile radio system for both its electric and natural gas operations. PSE estimates that the Consolidated Radio System, when complete, will include more than 60

¹ / See Implementation of Sections 309(j) and 337 of the Communications Act of 1934 as Amended, *Second Report and Order and Second Further Notice of Proposed Rulemaking*, WT Docket No. 99-87, RM-9332, 18 FCC Rcd 3034 (2003); Implementation of Sections 309(j) and 337 of the Communications Act of 1934 as Amended, *Third Memorandum Opinion and Order, Third Further Notice of Proposed Rule Making and Order*, WT Docket No. 99-87, RM-9332, 19 FCC Rcd 25045 (2004); Implementation of Sections 309(j) and 337 of the Communications Act of 1934 as Amended, *Order*, WT Docket No. 99-87, RM-9332, 25 FCC Rcd 8861 (2010); see also 47 C.F.R. §§ 90.203(j), 90.209(b).

distinct radio sites averaging 3 to 4 channels per site, with 75 console positions and approximately 2,000 mobiles, consisting of about 900 portable units and 1,100 vehicular units. PSE estimates that the total project cost for the Consolidated Radio System will be in excess of \$36 million, of which approximately two-thirds has already been spent. Further information about PSE's multi-year effort to plan for and implement its Consolidated Radio System was filed with the FCC in connection with PSE's "Request for Extension of Narrowbanding Deadline and for Extended Implementation Authority," filed April 6, 2012, in WT Docket No. 99-87.²

PSE's Consolidated Radio System will largely operate on spectrum allocated for AMTS. PSE has requested the Commission's consent to the assignment of certain AMTS authorizations from Maritime Communications/Land Mobile, LLC (as defined in the Bureau's First Set of Interrogatories) (hereinafter "Maritime") to PSE so that the AMTS spectrum covered by these authorizations may be incorporated into PSE's Consolidated Radio System, which, as described above, will support PSE's electric and natural gas utility operations. PSE is planning to complete a major portion of the Consolidated Radio System by the end of 2012, and to have the system fully operational by the summer of 2013.

Having provided the foregoing general response, PSE hereby provides its specific responses to the Bureau's interrogatories below.

GENERAL OBJECTIONS

PSE herein endeavors to respond to the Bureau's Interrogatories as fully and completely as possible and to the best of its information and belief. For the sole purpose of preserving its rights in this proceeding, PSE states that its responses are subject to, qualified by, and limited by

² PSE's waiver request was granted by Order, 27 FCC Rcd 7010 (WTB 2012).

the following General Objections which apply to each specific interrogatory as if incorporated and set out in full in response to each.

1. PSE generally objects to each interrogatory to the extent it requires PSE to provide information not within its possession, custody, control, or present knowledge.
2. PSE generally objects to the interrogatories to the extent that they are overly broad, unduly burdensome, and seek discovery of information that is not relevant to any claim raised by the Bureau.
3. PSE generally objects to the Bureau's interrogatories to the extent that they seek information or production of documents protected by the attorney-client privilege, the work product doctrine, the party communication privilege, or any other legally recognized privilege, immunity, or doctrine.
4. PSE generally objects to the Bureau's interrogatories to the extent that they seek information or documents protected from disclosure by a third party confidentiality agreement, statute, regulation, administrative order, or case law.
5. PSE generally objects to the Bureau's interrogatories insofar as they seek confidential and/or proprietary information. To the extent not otherwise objectionable or containing trade secrets, PSE will respond or produce documents or other materials which contain confidential and/or proprietary information consistent with the Protective Order governing use of such documents and information as approved by the Administrative Law Judge.

SPECIFIC RESPONSES TO INTERROGATORIES

PSE submits these responses without prejudice to PSE's right to object to further discovery and reserves the right to supplement any response herein at any time.